

MAR 9 2018

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
DANVILLE DIVISION

JULIA C. DUDLEY, CLERK
BY: s/ MARTHA L. HUPP
DEPUTY CLERK

MARY ELLEN YATES,

Plaintiff,

V.

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

Case No. 4:16-cv-00059

ORDER

By: Hon. Jackson L. Kiser
Senior United States District Judge

Before me is the Report and Recommendation (“R&R”) of the United States Magistrate Judge recommending that I grant Plaintiff’s Motion for Summary Judgment, deny the Commissioner’s Motion for Summary Judgment, reverse the Commissioner’s final decision, and remand this case for further administrative proceedings. The R&R was filed on February 16, 2018, and the parties had fourteen (14) days to file objections. No objections were filed. Accordingly, it is **ORDERED** and **ADJUDGED** that the R&R [ECF No. 20] shall be, and hereby is, **ADOPTED** in its entirety. The Commissioner’s Motion for Summary Judgment [ECF No. 18] is **DENIED**, Plaintiff’s Motion for Summary Judgment/Motion to Remand [ECF No. 15] is **GRANTED**, the final decision of the Commissioner is **REVERSED**, and this matter is **REMANDED** to the Commissioner for further administrative proceedings consistent with the R&R. The clerk is directed to remove this case from the active docket of the court.

The clerk is directed to send a copy of this Order to all counsel of record and to Magistrate Judge Hoppe.

Entered this 9th day of March, 2018.

s/Jackson L. Kiser
SENIOR UNITED STATES DISTRICT JUDGE